

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

---

Case No.: **12-31859**  
Judge: **Susan V. Kelley**  
Chapter: **Chapter 13**

**In Re: John C Rooney  
Delores Marie Rooney**

---

**NOTICE AND REQUEST TO MODIFY CHAPTER 13 PLAN**

---

Geraci Law, LLC, Attorneys for the Debtors, have filed papers with the court requesting modification of the Chapter 13 Plan in the above case.

**Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)**

If you do not want the court to modify the plan as proposed, or if you want the court to consider your views on the request, on or before 21 days from the date of this notice, you or your attorney must:

File with the court a written request for hearing which shall contain a short and plain statement of the factual and legal basis for the objection. File your written request at:

Clerk, U.S. Bankruptcy Court  
517 E. Wisconsin Ave., Rm. 126  
Milwaukee, WI 53202

If you mail your request or response to the court for filing, you must mail it early enough so the court will **receive** it on or before the date stated above.

You must also mail a copy to the parties listed below and on the attached mailing matrix:

Andrew M. Golanowski  
Geraci Law, LLC  
2505 N. Mayfair Road, Suite 101  
Wauwatosa, WI 53226  
Phone: (414) 475-0100  
Email: [wal@geracilaw.com](mailto:wal@geracilaw.com)

United States Trustee  
Eastern District of Wisconsin  
517 East Wisconsin Avenue, Room 430  
Milwaukee, WI 53202

Mary B. Grossman  
Chapter 13 Trustee  
P.O. Box 510920  
Milwaukee, WI 53203

Geraci Law, LLC  
Andrew M. Golanowski  
2505 N. Mayfair Rd. #101  
Wauwatosa, WI 53226

John C Rooney  
Delores Marie Rooney  
1218 Appaloosa Trail  
Racine, WI 53402

If you or your attorney do not take these steps, the court may decide that you do not oppose the request and may enter an order modifying the Plan.

### **REQUEST TO MODIFY CHAPTER 13 PLAN**

1. The Proponents of this modification are the Debtors, through their Attorneys,  
Geraci Law, LLC.
2. This is a request to modify a Chapter 13 Plan (Select A. or B.):
  - A. \_\_\_\_\_ post-confirmation
  - B.  pre-confirmation (Select i. or ii.);
    - i. \_\_\_\_\_ Debtor(s)/Debtor(s) attorney certifies that the proposed modification does not materially or adversely affect creditors (Local Bankruptcy Rule 3015(b)); or
    - ii.  Debtor(s)/Debtor(s) attorney certifies that the proposed modification materially adversely affects only the following creditors and a copy of the proposed modification has been served on them (Local Bankruptcy Rule 3015(b)). The creditors are (See Attached List).
3. The Proponent wishes to modify the Chapter 13 Plan to do the following: See Below.
4. The reason for the modification is to provide for all claims.

5. Select A. or B.

- A. \_\_\_\_\_ The Chapter 13 Plan confirmed or last modified on \_\_\_\_\_ (date) is modified as follows: (State the specific language of the modification.)
- B. X The unconfirmed Chapter 13 Plan is modified as follows: The secured mortgage arrearage claim by Bank of America, N.A. for \$3,402.22 shall be paid in full through the Plan. Allowed general unsecured claims shall receive a pro rata share of not less than \$8,562.
- C. All remaining terms and provisions of the Plan are unaffected unless specifically addressed herein. In the event of a conflict between the original Plan and the modification set forth above, the latter shall supersede and control.

**6. BY SIGNING BELOW THE PROPOSER OF THE MODIFICATION CERTIFIES THAT, AFTER REVIEW OF THE MODIFICATION AND ALL OTHER TERMS AND PROVISIONS OF THE PLAN, THOSE REMAINING TERMS AND PROVISIONS OF THE PLAN ARE CONSISTENT WITH THE PROPOSED MODIFICATIONS.**

WHEREFORE, the Proponent requests that the Court approve the modification to the Chapter 13 Plan as stated herein.

Respectfully submitted and dated this Monday, January 14, 2013.

By: /s/ Andrew M. Golanowski  
Andrew M. Golanowski  
Attorney for Debtor

Bar #: 1055499

Andrew M. Golanowski  
Geraci Law, LLC  
2505 N. Mayfair Road, Suite 101  
Wauwatosa, WI 53226  
Phone: (414) 475-0100  
Fax: (312) 332-6354  
Email: [wal@geracilaw.com](mailto:wal@geracilaw.com)

Rec. No: 565131  
Notice and Request to Modify Chapter 13 Plan

**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WISCONSIN**

---

Case No.: **12-31859**  
Judge: **Susan V. Kelley**  
Chapter: **Chapter 13**

**In Re: John C Rooney  
Delores Marie Rooney**

---

**CERTIFICATE OF SERVICE**

---

The undersigned, an Attorney, does hereby certify that a copy of this Certificate of Service and a copy of the attached Notice and Request to Modify Chapter 13 Plan were mailed First Class to the persons mentioned below, at their respective addresses, postage prepaid, by U.S. Mail in Milwaukee, WI on Monday, January 14, 2013:

John Rooney                                  See Attached List  
Delores Marie Rooney  
1218 Appaloosa Trail  
Racine, WI 53402

Additionally, the documents referenced above were also served via electronic means on the following individuals on Monday, January 14, 2013:

United States Trustee Eastern District of Wisconsin 517 E. Wisconsin Ave. Milwaukee, WI 53202	Mary B. Grossman Chapter 13 Trustee P.O. Box 510920 Milwaukee, WI 53203
--	--

Dated this Monday, January 14, 2013.

By: /s/ Andrew M. Golanowski  
Andrew M. Golanowski  
Attorney of the Debtor  
Bar #: 1055499

Andrew M. Golanowski  
Geraci Law, LLC  
2505 N. Mayfair Road, Suite 101  
Wauwatosa, WI 53226  
Phone: (414) 475-0100  
Fax: (312) 332-6354  
Email: [wal@geracilaw.com](mailto:wal@geracilaw.com)

CBE Group Attn: Bankruptcy Dept. 131 Towe Park Dr Suite 1 Waterloo, IA 50702	Transunion Attn: Bankruptcy Dept. PO Box 1000 Chester, PA 19022	Sears/CBNA Attn: Bankruptcy Dept. Po Box 6282 Sioux Falls, SD 57117
Bank of America, N.A. Attn: Bankruptcy Dept. 450 American St Simi Valley, CA 93065	Home Depot Attn: Bankruptcy Dept. Po Box 6497 Sioux Falls, SD 57117	AMEX Attn: Bankruptcy Dept. Po Box 297871 Fort Lauderdale, FL 33329
American Honda Finance Attn: Bankruptcy Dept. 2170 Point Blvd Ste 100 Elgin, IL 60123	Citgo/CBNA Attn: Bankruptcy Dept. Po Box 6497 Sioux Falls, SD 57117	Chase Attn: Bankruptcy Dept. Po Box 15298 Wilmington, DE 19850
State Collection Service Attn: Bankruptcy Dept. 2509 S Stoughton Rd Madison, WI 53716	Exxon Mobil/Citi Attn: Bankruptcy Dept. Po Box 6497 Sioux Falls, SD 57117	Best Buy Bankruptcy Department PO Box 5238 Carol Stream, IL 60197-5238
VW Credit INC Attn: Bankruptcy Dept. 1401 Franklin Blvd Libertyville, IL 60048	Credit First N Attn: Bankruptcy Dept. 6275 Eastland Rd Brookpark, OH 44142	
Falls Collection SVC Attn: Bankruptcy Dept. Po Box 668 Germantown, WI 53022	Gecrb/Gap Attn: Bankruptcy Dept. Po Box 981400 El Paso, TX 79998	
WFNNB/Victoria's Secret Attn: Bankruptcy Dept. Po Box 182789 Columbus, OH 43218	CAP1/Menards Attn: Bankruptcy Dept. Po Box 5253 Carol Stream, IL 60197	
Kohls/Capone Attn: Bankruptcy Dept. N56 W 17000 Ridgewood Dr Menomonee Falls, WI 53051	Wells Fargo Attn: Bankruptcy Dept. Po Box 94498 Las Vegas, NV 89193	
Capital One Attn: Bankruptcy Dept. Po Box 85520 Richmond, VA 23285	Chase Attn: Bankruptcy Dept. Po Box 15298 Wilmington, DE 19850	
Equifax Attn: Bankruptcy Dept. PO Box 740241 Atlanta, GA 30374	Discover Attn: Bankruptcy Dept. Po Box 15316 Wilmington, DE 19850	
Experian Attn: Bankruptcy Dept. PO Box 2002 Allen, TX 75013	Gecrb/Dick's Attn: Bankruptcy Dept. Po Box 1400 El Paso, TX 79948	